

Message

From: Moon, Wally [Moon.Wally@epa.gov]
Sent: 12/17/2019 8:32:27 PM
To: Mednick, Richard [Mednick.Richard@epa.gov]; Marcy, Ken [Marcy.Ken@epa.gov]
Subject: RE: Bradford Island and AEL

I think **Deliberative Process / Ex. 5** We now have something in our back pocket and I hope we spend no more time on it.

Wally Moon | Manager
U.S. Environmental Protection Agency | Region 10
Office of Environmental Cleanup – Emergency Management Program
Spill Prevention and Removal Unit
p: 206.553.6323 | c: **Ex. 5 Deliberative Process (DP)** | moon.wally@epa.gov
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From: Mednick, Richard <Mednick.Richard@epa.gov>
Sent: Tuesday, December 17, 2019 11:40 AM
To: Marcy, Ken <Marcy.Ken@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>
Subject: RE: Bradford Island and AEL

Hi Ken and Wally,

I have been out – sorry for the delay.

I don't understand **Deliberative Process / Ex. 5**
Deliberative Process / Ex. 5 But, if you wish to provide such a response, then the items and times you have identified seem ok – although I think that in concept a supplemental sampling plan could be developed sooner than over 6 months from now (perhaps it could be developed in 4 months and implementation could start in 6 months).

Richard

From: Marcy, Ken <Marcy.Ken@epa.gov>
Sent: Monday, December 16, 2019 8:20 AM
To: Moon, Wally <Moon.Wally@epa.gov>
Cc: Mednick, Richard <Mednick.Richard@epa.gov>
Subject: RE: Bradford Island and AEL

Sounds great – Richard?

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MARCY.KEN@EPA.GOV

From: Moon, Wally <Moon.Wally@epa.gov>
Sent: Monday, December 16, 2019 8:18 AM

To: Marcy, Ken <Marcy.Ken@epa.gov>; Mednick, Richard <Mednick.Richard@epa.gov>

Subject: RE: Bradford Island and AEL

Great. I think we put it forward like this:

- Finalize Upland OU proposed plan (proposed options for public comment) by June 30, 2020.
- Finalize Water OU site characterization sampling plan by June 30, 2020.

Clearly, the Corps would need to engage in the bulleted items below to achieve this. Do you concur?

Wally

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From: Marcy, Ken <Marcy.Ken@epa.gov>

Sent: Monday, December 16, 2019 8:01 AM

To: Moon, Wally <Moon.Wally@epa.gov>; Mednick, Richard <Mednick.Richard@epa.gov>

Subject: RE: Bradford Island and AEL

I would propose the following:

- Corps commitment to an aggressive CERCLA Remedial timeline as Richard described in the briefing note and responses to OSRTI questions.
- Corps commitment to funding the aggressive CERCLA Remedial timeline.
- Corps commitment to having a detailed, facilitated dialogue with the Yakama and the states regarding outstanding disagreements (ARARs, upland remedial options, Water OU additional sampling, etc.)

A hard target would be to finalize the upland proposed plan once discussions with stakeholders have been completed successfully. The Water OU needs further characterization – it may be possible to conduct that by the end of summer as well. I wouldn't hold out hard targets as a compromise without commitments to the bullets above.

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From: Moon, Wally <Moon.Wally@epa.gov>

Sent: Monday, December 16, 2019 7:13 AM

To: Marcy, Ken <Marcy.Ken@epa.gov>; Mednick, Richard <Mednick.Richard@epa.gov>

Subject: FW: Bradford Island and AEL

Ken and Richard,

Let's come up with a near-term milestone we would propose, if asked this Thursday. The question is what would we identify as a spring/summer milestone? I know the reality is nothing other than existing work projects would happen by then, but we could identify something that should have happened if they had funding.

Thoughts?

Wally

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From: Moon, Wally
Sent: Monday, December 16, 2019 7:09 AM
To: Sheldrake, Beth <sheldrake.beth@epa.gov>; Fleming, Sheila <fleming.sheila@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>
Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Ingemansen, Dean <Ingemansen.Dean@epa.gov>
Subject: RE: Bradford Island and AEL

Thanks for the update. I think we have a better perspective now and it seems like the decision to add it or not is not ours to make. I can see now the benefit to have it on the Adm's radar. The challenge will be to have a milestone that is credible. I can work with Ken to come up with a proposed near-term milestone to have in the back pocket.

Wally

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From: Sheldrake, Beth <sheldrake.beth@epa.gov>
Sent: Friday, December 13, 2019 1:23 PM
To: Fleming, Sheila <fleming.sheila@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>
Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Ingemansen, Dean <Ingemansen.Dean@epa.gov>
Subject: Bradford Island and AEL

All –

Wanted to update you on a call I had with Silvina and Yazmin Yap-deffler (acting for Greg Gervais @ FFRO) this morning. First Silvina made it clear that listing on the AEL shouldn't be viewed as an alternative to NPL listing. It is just another tool we have to try to help move a project along. She agrees, if we did decide to put it on the AEL, we should continue to move through the listing process.

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5 That said, she understands that there aren't any real near-term milestones to push toward, AEL would likely not do anything for the State and Tribal concerns, at least not in the near term, and there are currently no other FF on the list (there was a mixed ownership site in the "on deck" holding pattern but due to recent progress, it

doesn't look like it is moving onto the formal list any time soon) so she isn't even sure the Administrator would want to put it there and it is ultimately his decision.

For the Thursday briefing, we should continue to focus on NPL listing but just be prepared to discuss the potential benefits (or not) the AEL may provide, if it is raised. The list is apparently updated quarterly with the input for the January list and potential "on deck" candidates due today. She understands that we are not putting it forward at this time but said we might want to put together the proposal form (not sure what that is and it wasn't in the email from Sheila transmitting the attached list for updating) at some point, just in case. Sheila – if you can find that form, we can put the necessary information together.

Please let me know if you have any questions or concerns.

Thanks!

Beth Sheldrake, Acting Emergency Management Branch Chief
EPA Region 10, Superfund & Emergency Management Division
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C Ex. 5 Deliberative Process (DP)

O: 206-553-0220

Sheldrake.beth@epa.gov

From: Fleming, Sheila <fleming.sheila@epa.gov>

Sent: Thursday, December 12, 2019 8:15 AM

To: Zhen, Davis <Zhen.Davis@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>; Lynch, Kira <lynch.kira@epa.gov>

Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Sheldrake, Beth <sheldrake.beth@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>

Subject: FW: Call Memo- Next Release for the AEL - January 2020

Thanks Kira.

Davis, can you please add the PH updates/edits to this version?

Wally, can you please submit the proposal form for BI today?

Thanks, S-

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From: Lynch, Kira <lynch.kira@epa.gov>

Sent: Friday, December 06, 2019 6:48 AM

To: Fleming, Sheila <fleming.sheila@epa.gov>; Zhen, Davis <Zhen.Davis@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>

Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Philip, Jeffrey <Philip.Jeff@epa.gov>; Einan, David

<Einan.David@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>

Subject: RE: Call Memo- Next Release for the AEL - January 2020

A few edits on Quendall

Kira Lynch
Superfund Technology Liaison (STL) - Region 10
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cel Ex. 5 Deliberative Process (DP)

From: Fleming, Sheila <fleming.sheila@epa.gov>

Sent: Thursday, December 05, 2019 6:28 PM

To: Zhen, Davis <Zhen.Davis@epa.gov>; Lynch, Kira <lynch.kira@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>

Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Philip, Jeffrey <Philip.Jeff@epa.gov>; Einan, David <Einan.David@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>

Subject: RE: Call Memo- Next Release for the AEL - January 2020

Oops. Attached the wrong version of the AEL updates. My edits are on the attached copy.

Sorry about that.

S-

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From: Fleming, Sheila

Sent: Thursday, December 05, 2019 6:17 PM

To: Zhen, Davis <Zhen.Davis@epa.gov>; Lynch, Kira <lynch.kira@epa.gov>; Moon, Wally <Moon.Wally@epa.gov>

Cc: Terada, Calvin <Terada.Calvin@epa.gov>; Jeff Philip (Philip.Jeff@epa.gov) <Philip.Jeff@epa.gov>; Einan, David <Einan.David@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>

Subject: FW: Call Memo- Next Release for the AEL - January 2020

Hi All,

It's time for the quarterly AEL updates. Please do them in redline/strikeout.

Kira, I updated Quendall, but please review to make sure I didn't miss anything. The plan is still to request that Quendall come off the list once the ROD is signed.

Davis, Silvina included some updates to PH, but please review/edit.

Wally, Silvina would like us to fill out the Proposal form for BI. Please see the attached template. Not sure if it will get added in the January AEL yet.

Updates due next Friday, December 13.

Thanks, S-

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From: Fonseca, Silvina <Fonseca.Silvina@epa.gov>

Sent: Thursday, December 05, 2019 5:39 PM

To: OLEM SF Reg DDs <OLEMSFRegDDs@epa.gov>

Cc: Doyle, Brett <doyle.brett@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Gervais, Gregory <Gervais.Gregory@epa.gov>; Yap-deffler, Yazmine <Yap-Deffler.Yazmine@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Cheatham, Reggie <cheatham.reggie@epa.gov>; Clark, Becki <Clark.Beki@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Fitz-James, Schatzi <Fitz-James.Schatzi@epa.gov>; Hall, Tayoka <Hall.Tayoka@epa.gov>

Subject: Call Memo- Next Release for the AEL - January 2020

*****Please do not forward to Peter Wright, as he is recused from sites included in the attachments.*****

Good afternoon Superfund Team,

It is time again for us to update the Administrator's Emphasis List and prepare for the next release that will occur **late January 2020**. As such, we are planning to brief the Administrator on the next release in **mid-January**. At the Administrator's briefing we will discuss:

- 1) sites proposed to be removed since their milestones have been achieved
- 2) sites proposed for Administrator's consideration to include on the AEL – *The Administrator expects to receive a list of sites to consider and choose from, so please provide candidates. If candidates are not provided by the regions, HQ may recommend options. At least one new site will be added to the AEL in the next release. Also note, that candidate sites do not have to be on the NPL.*
- 3) "Where are they now?" – review progress on sites previously on the AEL and removed because they achieved their milestones.

With the planned timeframes above please and the upcoming Holidays please submit by **COB December 13, 2019**:

- 1) updates to the current AEL (attached). *Please highlight any missed milestones or changes to current milestones. These will be discussed with the Assistant Administrator for approval.*
- 2) proposals for sites to be removed from the current AEL and rationale
- 3) proposals for sites to be considered to be added to the AEL (sample attached)
- 4) update the "Where are they Now" document (attached) that provides a recent status of the site's continued progress since being removed from the AEL.

Find the current list at the link below:

<https://www.epa.gov/superfund/superfund-sites-targeted-immediate-intense-action>

We are available to discuss any of your proposals or if you have any questions on this request please let us know.

Thank you!

Silvina Fonseca
Senior Advisor
Office of Land and Emergency Management
U.S. Environmental Protection Agency
Desk: 202.564.1955
Cell: Ex. 5 Deliberative Process (DP)